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MAILED
FER 23 2010
OFFICE OF PETITIONS

In re Application of :
Clare L. Hoke, Jr. :
Application No. 10/713,282 : DECISION ON PETITION
Filed: November 15, 2003 :
Attorney Docket No. :

This is a decision on the petition, filed December 1, 2009, which is being treated as a petition under 37 CFR 1.181 (no fee) requesting withdrawal of the holding of abandonment in the above-identified application.

The petition is **GRANTED**.

Petitioner requests the Notice of Abandonment mailed July 6, 2009 for the failure to respond to the Office action mailed December 9, 2009 be withdrawn as petitioner timely filed a response. As shown by the itemized copy of the post card receipt date stamped January 5, 2009, a reply was timely received by the USPTO, and thereafter misplaced.

In view of the above, the abandonment is hereby **withdrawn** and the application is **restored to pending status**.

Telephone inquiries concerning this decision should be directed to April M. Wise at 571-272-1642. All other inquiries concerning the examination or status of this application should be directed to the Technology Center.

This application is being referred to Technology Center AU 3621 for appropriate action in the normal course of business on the reply received with petition.

/Carl Friedman/
Carl Friedman
Petitions Examiner
Office of Petitions